THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO.11721 of 2006

Dated: 16-06-2006

Between:

Smt. R. Sreelatha and another.

..... PETITIONERS

AND

The Mandal Revenue Officer, Punganur and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION NO.11721 of 2006

ORDER:

The two petitioners were allegedly assigned agricultural land in survey Nos.141/2I and 141/2J admeasuring Acs.2.00 and Acs.2.35 cents respectively situated in Ethuru Village. Assignment was made allegedly in 1989. The first respondent initiated action under the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (For brevity, the Act) and cancelled the assignment by proceedings dated
17-04-2006. Alleging that against the said order, they filed appeal before the Sub-Collector, second respondent herein, but pending the said appeal, the first respondent is trying to dispossess them, the present writ petition is filed. Along with the writ petition, the petitioners have enclosed a copy of the appeal filed under BSO 15(15) of the Andhra Pradesh Board Standing Orders. After getting instructions in the matter, the learned Assistant Government Pleader for Revenue (General), who

has also produced relevant file, submits that the petitioners have not filed any appeal nor such appeal is received by the second respondent. He, however, submits that the petitioners preferred an appeal under
Sub-Section (5) of Section 5 of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971, on 31-05-2006 and the same is under consideration. After a perusal of the file, this Court is satisfied that the petitioners filed this writ petition making false allegations. When a person does not come with clean hands, the jurisdiction under Article 226 of the Constitution of India cannot be exercised in favour of such person.

The writ petition is, therefore, dismissed. No costs.

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(**V.V.S.RAO, J**)

16th June, 2006

ghn